

[COUNSEL LIST ON NEXT PAGE]

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

TESSERA, INC.,

Plaintiff,

v.

ADVANCED MICRO DEVICES, INC., *et al.*,

Defendants.

AND RELATED COUNTERCLAIMS

Case No. 05-4063 CW (EDL)

**[TESSERA'S PROPOSED] ORDER
REGARDING THE PARTIES' JOINT
DISCOVERY PLAN**

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1 The parties appeared before this Court on June 28, 2006 regarding a Discovery Plan for this
2 action. Having considered the arguments and briefing of counsel,

3 **IT IS HEREBY ORDERED** that:

4 Depositions:

- 5 1. Tessera shall take no more than 700 hours of depositions of fact witnesses.
- 6 2. The defendants, as a group, shall take no more than 300 hours of depositions of party
7 fact witnesses and no more than 200 hours of depositions of nonparty fact witnesses. Defendants are
8 responsible for allocating this time amongst themselves.
- 9 3. Unless otherwise stipulated by the parties or ordered by the Court, a deposition of a
10 fact witness is limited to one day of seven hours.

11 Interrogatories:

- 12 4. Tessera may propound no more than 210 interrogatories on defendants. A single
13 interrogatory, which requires separate answers from defendants within the responding defendant
14 group,¹ shall be counted as a single interrogatory. Identical interrogatories propounded on more than
15 one defendant group shall each be counted separately.
- 16 5. Each defendant group may propound no more than 20 interrogatories. A single
17 interrogatory, which requires Tessera to provide separate answers to defendants within the
18 propounding defendant group, shall be counted as a single interrogatory.

19 Requests for Production:

- 20 6. At this time, the Court has not set limits on the number of Requests for Production
21 any party may serve. However, Defendants shall coordinate any requests for production of
22 documents served on Tessera after June 28, 2006. Defendants shall also coordinate any meet-and-
23 confers that occur after June 28, 2006 regarding Tessera's discovery responses.

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26 ¹ The seven defendant groups are: (1) Spansion Inc., Spansion Technology Inc., and Spansion LLC (collectively,
27 "Spansion"); (2) Advanced Micro Devices, Inc. ("AMD"); (3) Advanced Semiconductor Engineering, Inc. and ASE
28 (U.S.) Inc. (collectively "ASE"); (4) ChipMOS Technologies Inc. and ChipMOS U.S.A., Inc. (collectively "ChipMOS");
(5) Siliconware Precision Industries Co., Ltd. and Siliconware USA Inc. (collectively "SPIL"); (6) STMicroelectronics
N.V. and STMicroelectronics, Inc. (collectively "STM"); and (7) STATS ChipPAC Ltd., STATS ChipPAC, Inc. and
STATS ChipPAC (BVI) Limited (collectively "STATS").

Requests for Admission:

7. Tessera may propound no more than 210 non-authenticating requests for admission on the defendants. A single request for admission, which requires separate answers from defendants within the responding defendant group, shall be counted as a single request for admission. Identical requests for admission propounded on more than one defendant group shall each be counted separately.

8. Each defendant group may propound no more than 20 non-authenticating requests for admission on Tessera. A single request for admission, which requires Tessera to provide separate answers to defendants within the propounding defendant group, counts as a single request for admission.

Expert Reports and Depositions:

9. Unless otherwise stipulated by the parties or ordered by the Court, a deposition of an expert witness is limited to one day of seven hours.

IT IS SO ORDERED.

Date: August 22, 2006

